IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.1790 OF 2006

Pravin Chhaganlal Chheda & Ors. ... Petitioners.
V/s.
The Special Executive Magistrate & Ors. ... Respondents.

Mr. S.P. Kadam, for the Appellants.
Mr. A.S. Shitole,A.P.P. for the State.

CORAM : A.S. OKA, J.
DATE : AUGUST 22, 2006.

P.C. :

1. Heard learned Advocate for the Petitioners and the learned A.P.P. for the Respondents. The challenge in this Petition is to the show cause notice issued by the first Respondent under Section 111 of the Code of Criminal Procedure, 1973. The contention of the Petitioners is that the show cause notice is nothing but abuse of process of law. The learned A.P.P. on instructions of the concerned Officer states that considering the peculiar facts of the case the Respondents will not insist on Petitioners executing interim bond and after following the requisite procedure, the final order will be passed. If the final order is adverse to the Petitioners, the same will not be acted upon for a period of two weeks from the date of communication of the said order to the Petitioners.

2. Statements made by the learned A.P.P. are accepted. In view of the statements, it is not necessary to entertain this Writ Petition. It will be open for the Petitioners to contest the show cause notice in accordance with law. Petition is accordingly disposed of.

JUDGE